

P.R. No. 5216/05
Presented by Shri. Sumi Sahu
dated 5/10/05

**IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH**

4947
WRIT PETITION. NO. OF 2005

BETWEEN

Netranand Patnaik S/o Shri Vishwanath Patnaik , Aged about 47 years, occupation service, working as Assistant Gram Panchayat Officer, Head Office, Lailunga District Raigarh (CG)

PETITIONER

AND

1. The State of Chhattisgarh,
Through the Secretary Department of Panchayat ,
Chhattisgarh, D.K.S. Building, Raipur (C.G.)
2. The Collector , Raigarh, District Raigarh (CG).
3. Chief Executive Officer, Janpad Panchayat Lailunga District Raigarh (CG).
4. Deputy Director, Panchayat and Samaj Sewa Kalyan, Raigarh.

RESPONDENTS

**WRIT PETITION UNDER ARTICLE 226/227 OF CONSTITUTION
OF INDIA**

1. PARTICULARS OF THE PETITIONER

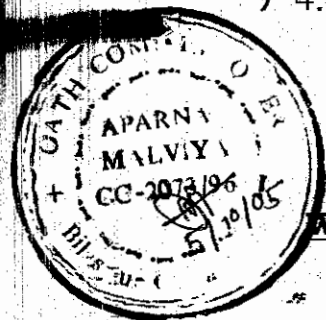
As stated in the cause title above.

2. PARTICULARS OF THE RESPONDENTS

As stated in the cause title above.

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CLERK to A. G. BILASPUR



Sumi Sahu

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 4947 सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>07.10.2005</u> Shri Awadh Tripathi, counsel for the petitioner. Shri Arun Sao, Dy. G.A. for the State, on advance copy. <u>I.A.No.8744/2005</u> This is an application for urgent hearing. The matter is taken up on Board. This interim application stands disposed of. <u>W.P.No.4947/2005</u> Heard. The petitioner, who is presently working as Assistant Gram Panchayat Officer, Head Office Lailunga, Distt. Raigarh has been transferred from Lailunga to Tamnar vide order dated 31.8.2005. Learned counsel for the petitioner submits that the petitioner is willing to go to Tamnar but the difficulty is that the son of the petitioner namely Deepam Patnaik is a student of Class-V and is studying in Seth Radha Krishn Higher Secondary Gyan Manidr School, Lailunga and he is to appear for the examination of Class-Vth. When the petitioner contacted the Principal of the School for issuance of the transfer certificate, the Principal has denied to issue the transfer certificate on the ground that the entire records pertaining to the Board Examination of 2005 has been sent to the Board Office and after sending the records for conducting final examination, he was not able to issue the transfer certificate. In these facts and circumstances, the petitioner had filed a	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक २४५५७ सन् २००५

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -२-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	representation dated 02.10.2005, The copy of which has been filed as Annexure P-3. Learned counsel for the petitioner submits that the petitioner wants to remain at the present place of posting till 5th Board examination is over and for this reason he had filed said representation before the concerned authority, but the same has not been disposed of till date. He makes a limited prayer that for the time being the concerned authority may be directed to dispose of the representation Annexure P-3 within a stipulated period granted by this court and till then the petitioner may be allowed to continue at his present place of posting. Considering the facts and circumstances of the case, particularly the circumstance that the son of the petitioner is studying in Class-Vth and his examinations are to be held in the month of March 2006, I do hereby direct that if a fresh representation alongwith the copy of representation (Annexure P-3) alongwith the writ petition and a copy of this order passed by this Court is filed before the concerned authority within a period of 15 days from today, the concerned authority shall dispose of the same as early as possible preferably within six weeks from the date of receipt/production of the same and shall consider personal difficulties of the petitioner pertaining to the Board Examination etc., of his son.	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 3991 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -3-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
(Rao)	It is further directed that till the representation is decided by the competent authority, the petitioner shall not be relieved from his present place of posting. This petition stands finally disposed of. Consequently, M.W.P. No.3991/2005 also stands disposed of. C.C. as per rules.	Sd/- Sunil Kumar Sinha Judge